IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 19448 of 2004

Between:

Unemployed Municipal Scavanzers self Employment Service Organisation, Regd.No.582/98 rep by its President:
B. Sudha Hariah, S/o.Devaiah, R/o Municipal colony,
Hattamanhi Road, Chittoor, Chittoor District

..... PETITIONER

AND

Executive Officer, Swambhce Sri Varasiddi Vinayaka Swamy Vari Deveasthanam, Kanipakam, Irala Mandal, Chittoor District

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate Writ declaring the action of the respondent in passing the impugned auction notice dt.15-10-2004 issued by the respondent calling for supply of sanitary Labour at item No.12 is illegal, arbitrary, discriminatory, unconstitutional and in violation Art. 14 and 21 of the Constitution of India and consequently stay all further proceedings in pursuance of Tender Notification dt. 5-10-2004 issued by proceedings in RC.No.31/1337/2004 dt. 15.10.2004 published in Eenadu Daily District Edition on 16-10-2004.

Counsel for the Petitioner: MR.P.JAGADISH CHANDRA PRASAD

Counsel for the Respondent No.: MR.V.VENUGOPALA RAO

The Court made the following ORDER:

ORDER:

This writ petition is filed to declare the action of the respondent in issuing the impugned auction notice dated 15.10.2004 calling for supply of sanitary Labour at item No.12 as illegal and arbitrary.

Learned counsel for the petitioner contended that restricting the period of supply of labour for a period of six months is illegal.

In the facts and circumstances of the case, it is for the respondent to take appropriate decision for which period the labour is required, and the same cannot be said to be illegal.

Therefore, the writ petition is devoid of merits and the same is dismissed. No costs.

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K.C.Bhanu,J

Date: 19.10.2004

va/rkk

To

1. The Executive Officer, Swambhce Sri Varasiddi Vinayaka Swamy
Vari Deveasthanam, Kanipakam, Irala Mandal, Chittoor District

2. Two CD Copies